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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON
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ROY RIMA,

8 Plaintiff,
9 vs.
10 WASHINGTON STATE
11 PENITENTIARY PROPERTY
12 ROOM, WSP STAFF, SGT.
13 WALKER, and DEPARTMENT OF
14 CORRECTIONS,
15 Defendants.

NO: 12-CV-0612-JPH

ORDER ADOPTING REPORT AND
RECOMMENDATION, DISMISSING
COMPLAINT WITHOUT PREJUDICE
AND DIRECTING THAT
COLLECTION OF THE FILING FEE
CEASE

Magistrate Judge Hutton filed a Report and Recommendation (ECF No. 10),
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recommending that Mr. Rima's request to voluntarily dismiss this action be
granted. Defendants have not been served. There being no objections, the Court
ADOPTS the Report and Recommendation. Plaintiff's Motion (ECF No. 8), is
GRANTED. This action is **DISMISSED WITHOUT PREJUDICE**.

ORDER ADOPTING REPORT AND RECOMMENDATION AND
DISMISSING COMPLAINT WITHOUT PREJUDICE -- 1

IT IS FURTHER ORDERED that Plaintiff's motion to waive filing fee
CF No. 9), is **GRANTED**. The institution having custody of Mr. Rima shall
waive collection of the filing fee in this action, cause number **12-CV-612-JPH**.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment of dismissal without prejudice, forward a copy to Plaintiff, and **CLOSE** the file. The District Court Executive is further directed to send a copy of this Order to the **Office of the Department of Corrections, Attn: LFO/COS UNIT, P.O. Box 41107, Olympia, WA 98504-1107**, to forward to the appropriate agency having custody of Plaintiff. The District Court Executive shall also provide a copy of this Order to the Financial Administrator for the United States District Court, Eastern District of Washington.

DATED February 28, 2013.



THOMAS O. RICE
United States District Judge